

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

SHIRLEY CRAIG,	:	
	:	
Plaintiff,	:	
	:	
vs.	:	Civil Action No. 4:08-CV-02317
	:	
RITE AID CORPORATION and ECKERD CORPORATION d/b/a RITE AID,	:	(The Honorable John E. Jones, III)
	:	
Defendants.	:	

**DEFENDANTS' MOTION FOR LEAVE TO FILE SURREPLY IN
OPPOSITION TO PLAINTIFF'S MOTION FOR
CONDITIONAL CERTIFICATION**

For the reasons set forth in Defendants' accompanying Brief in Support, Defendants Rite Aid Corporation and Eckerd Corporation d/b/a Rite Aid (collectively "Defendants" or "Rite Aid") respectfully request leave of Court to file a Surreply in order to address newly submitted evidence and arguments raised for the first time in Plaintiff's Reply in Further Support of her Motion for Conditional Certification ("Plaintiff's Reply"). Defendants' Surreply is attached to this Motion as Exhibit A.

Date: August 4, 2009

Respectfully submitted,

s/ *Brian P. Downey*

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CERTIFICATE OF SERVICE

I, Daniel E. Turner, hereby certify that on August 4 2009, a true and correct copy of the foregoing document was filed through the Court's Electronic Case Filing (ECF) system and that the following individual is registered to receive electronic notice of same:

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I further certify that a true and correct copy of the foregoing document was mailed via first-class U.S. mail (postage prepaid) to the following:

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s/ Daniel E. Turner